

THE HONORABLE BARBARA J. ROTHSTEIN

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

CRYSTAL LAM and NINA PHAN, on behalf of
themselves and all others similarly situated,

Plaintiff,

v.

T-MOBILE USA, INC.,

Defendant.

No. 2:21-cv-1137-BJR

**STIPULATION AND SECOND ORDER
TO EXTEND TIME TO ANSWER
COMPLAINT**

Under Western District of Washington Local Rule 7(d)(1) and 10(g), Plaintiffs Crystal Lam and Nina Phan and Defendant T-Mobile USA, Inc., (together the “Parties”) stipulate that T-Mobile’s deadline to answer or otherwise respond to the Complaint in this action is extended for a total of 60 days through December 17, 2021.

Good cause exists for this extension because the motion to transfer related cases for coordinated or consolidated pretrial proceedings under 28 U.S.C. § 1407 is still pending before the Judicial Panel on Multidistrict Litigation (“JPML”). *See In re T-Mobile Customer Data Sec. Breach Litig.*, MDL Docket No. 3019 (J.P.M.L. filed Aug. 23, 2021) (ECF No. 1). The plaintiffs in another case, *Daruwalla v. T-Mobile USA, Inc.*, No. 2:21-cv-1118 (W.D. Wash., filed Aug. 19, 2021), filed the transfer motion and identified this case, and numerous others, as related cases that should be transferred. *See In re T-Mobile*, MDL Docket No. 3019 (ECF Nos. 1, 2, 8-1, 11, 20, 48,

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Perkins Coie LLP
1201 Third Avenue, Suite 4900
Seattle, Washington 98101-3099
Phone: 206.359.8000
Fax: 206.359.9000

62, 65). The additional 60 days will conserve judicial resources by allowing T-Mobile to assess the pending JPML motion and continue discussions with Plaintiffs' counsel here and counsel in the related cases before responding to Plaintiffs' Complaint.

Upon the Court entering or granting this 60-day extension, T-Mobile will file a notice of withdrawal for its pending motion to stay. (*See* ECF No. 21.)

Dated: October 5, 2021

By: /s/ Steve Y. Koh

Steve Y. Koh, WSBA No. 23284

Kathleen M. O'Sullivan, WSBA No. 27850

Lauren J. Tsuji, WSBA No. 55839

PERKINS COIE LLP

1201 Third Avenue, Suite 4900

Seattle, WA 98101-3099

Telephone: 206.359.8000

Facsimile: 206.359.9000

E-mail: SKoh@perkinscoie.com

KOSullivan@perkinscoie.com

LTsuji@perkinscoie.com

Kristine McAlister Brown (*pro hac vice*)

ALSTON & BIRD LLP

1201 West Peachtree Street

Atlanta, GA 30309

Telephone: (404) 881-7000

Facsimile: (404) 881-7777

E-mail: kristy.brown@alston.com

Attorneys for Defendant T-Mobile USA, Inc.

By: /s/ Karin B. Swope

Karin B. Swope

COTCHETT, PITRE & McCARTHY, LLP

7511 Greenwood Avenue N, Suite 4057

Seattle, WA 98103

Telephone: (206) 778-2123

Facsimile: (650) 697-0577

E-mail: kswope@cpmlegal.com

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Perkins Coie LLP
1201 Third Avenue, Suite 4900
Seattle, Washington 98101-3099
Phone: 206.359.8000
Fax: 206.359.9000

1 Adam J. Zapala
2 Elizabeth T. Castillo
3 Kaiyi A. Xie
4 Reid W. Gaa
5 **COTCHETT, PITRE & McCARTHY, LLP**
6 840 Malcolm Road
7 Burlingame, CA 94010
8 Telephone: (650) 697-6000
9 Facsimile: (650) 697-0577
10 E-mail: azapala@cpmlegal.com
11 ecastillo@cpmlegal.com
12 kxie@cpmlegal.com
13 rgaa@cpmlegal.com

14 *Attorneys for Plaintiffs*

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Perkins Coie LLP
1201 Third Avenue, Suite 4900
Seattle, Washington 98101-3099
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Fax: 206.359.9000

ORDER

IT IS SO ORDERED.

Dated this 6th day of October 2021.

s/Barbara J. Rothstein

Barbara J. Rothstein
U.S. District Court Judge

Presented by:

/s/ Steve Y. Koh

Steve Y. Koh, WSBA No. 23284
Kathleen M. O'Sullivan, WSBA No. 27850
Lauren J. Tsuji, WSBA No. 55839
PERKINS COIE LLP
1201 Third Avenue, Suite 4900
Seattle, WA 98101-3099
Telephone: 206.359.8000
Facsimile: 206.359.9000
E-mail: SKoh@perkinscoie.com
KOSullivan@perkinscoie.com
LTsuji@perkinscoie.com

Kristine McAlister Brown (*pro hac vice*)

ALSTON & BIRD LLP
1201 West Peachtree Street
Atlanta, GA 30309
Telephone: (404) 881-7000
Facsimile: (404) 881-7777
E-mail: kristy.brown@alston.com

Attorneys for Defendant T-Mobile USA, Inc.

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